

**Town of La Pointe Zoning
Town Plan Commission Regular Monthly Meeting
Wednesday, March 18, 2009**

Town Plan Commission Members Present: Carl Broberg; Chair, Mike Starck, Suellen Soucek, Greg Thury, Carey Baxter (5)

Town Plan Commission Members Absent: Ron Harrold; Vice-Chair, Ron Madich (2)

Public Present: Paul Brummer, Charles Brummer, Warren Anderson, Larry Whalen, Meg Brown, & Chris Wolff (6)

Town Staff Members Present: Jennifer Croonborg; ZA, Jessica Hatch; ZCA (2)

I. Call to Order/Roll Call

Chair, C. Broberg called the meeting to order (at 5 o'clock PM). Roll call reflected members present or absent as recorded above.

II. Public Comment

- Jennifer Croonborg requests the TPC not pass any recommendations on to the Town Board until there is a map showing the proposed changes. Paul & Charles Brummer and Larry Whalen agree with this request.
- TPC and the public present discuss this issue.
- P. Brummer speaks about misleading agenda items and the need for inexpensive maps available to the public.
- Ms. Croonborg points out that the existing Light Industry Zone is not included on the current Zoning Map, she also speaks to the State Statute requirements regarding proposed map changes.
- Warren Anderson speaks to the current Zoning Map questioning the S-1 zone on the north end of the island.

III. Zoning Administrator's Report

ZA will create a report for the TPC on a seminar, "Working Lands Workshop," she attended last week. She gives a brief oral report of her findings. She reminds the Commission that she is available to help in the Revision if requested.

IV. Consideration and/or Action of Permit Applications:

None

V. Ordinance Revision Discussion and Possible Recommendation

a. Proposed Revisions to § 3 Zoning Districts (definition, dimensional requirements and permitted and conditional uses.) including Shoreline and Flood Hazard Overlay District (tabled from March 4, 2009)

Chair Broberg hands out a document of a new draft matrix containing changes made at the last meeting (on file in the Official Zoning Minutes Book). Adding the Shoreland and Floodplain Overlay to the Zoning Districts Matrix is discussed per suggestion of the ZA to service the needs of property owners. After discussion on the matter it is decided to add a footnote alerting landowners that the Shoreland Protection and Flood Hazard Overlay districts may restrict permitted and conditional uses in the zone. Chair will draft up some language and put it as a footnote on the proposed matrix.

M. Starck suggests that the Ordinance contain the matrix of uses as well as a narrative form of the Zoning Districts and Uses, the secretary will assist with this task. Conditional Use Permits for Multi Family Dwellings regarding whether or not to allow a Guest House if a CUP is granted is discussed; it is decided this will be left to the conditions of the CUP.

VI. Old Business

- a. **Letter from Glenn and Susan Bergeon dated September 16, 2008 regarding use of their non-conforming lot. (Tabled from the October 1, 2008 until March 18, 2009)**

Chair shares an update on communication with Mrs. Bergeon in that the current Ordinance change for Non-Conforming Lots should help alleviate the Bergeon's issue.

- b. **Letter from Bill Bussey dated November 5, 2008 re Ron Lacey Adverse Possession Claim. (Tabled November 19, 2008 pending Town Board direction on 7th Street vacation.)**

Chair announces we are still awaiting Town Board direction on this matter.

- c. **Town Plan Commission By-Laws and Notices and Minute Content**

Discussion ensues due to some confusion regarding an amendment to the By-Laws made in 2006 that was not included at that time into the original document. M. Starck moves that in 6(I)(4) we add verbiage at end of the paragraph, add wording "Other statements or comments requested to be made part of the written record will be accepted in writing only." S. Soucek seconds. Discussion. G. Thury would like to wait to vote until all the Commissioners are present as well he questions the added verbiage. Chair recalls this language should have already been added in 2006. ZA explains that amendments to the By-Laws are made by a 5/7 vote of seated members of the Commission, she says she will do research into the matter. The question is called, all in favor, 4 aye, 1 nay (GT), 2 absent (RH, RM). Motion fails due to the requirement of a 5/7 majority vote. This item will appear on the next agenda.

VII. New Business

None

VIII. Review and Approval of Previous Meeting Minutes:

- a. **Town Plan Commission Public Hearing February 18, 2009**

Minutes are reviewed and content discussed. Several typos are pointed out. It is decided to table this item till the next meeting with direction for the secretary to second draft these minutes in order to better comply with Robert's Rules and make the grammatical corrections.

- b. **Town Plan Commission Regular Monthly Meeting February 18, 2009**

G. Thury moves to approve the Town Plan Commission Regular Monthly Meeting minutes of Wednesday, February 18, 2009. S. Soucek seconds. Starck points out that the adjournment time is not included, secretary directed to make that amendment. All in favor, 5 aye.

- c. **Town Plan Commission Special Monthly Meeting February 25, 2009**

Direction to change "vote" to "sent" on the first page, second paragraph under item I. G. Thury moves to approve the Town Plan Commission Special Monthly Meeting minutes as amended. M. Starck seconds. All in favor, 4 aye, 1 abstain (C. Baxter).

IX. General Code Project/Ordinance Revision

- a. **Zoning Map Review and Changes (tabled from August 6, 2009 until 3/18/09)**

Discussion regarding the Zoning Map Change issue. Talk of research that may have been compiled by a former Commissioner is discussed. Commissioners Thury and Baxter volunteer to review and continue this research of past Map Changes; M. Starck will assist if needed. They will alert Chair of their progress for the next agenda and give a report at the next meeting.

- b. **Filling and Driveways (Tabled on February 4, 2009 until March 4, 2009)**

Chair moves to table this agenda item. G. Thury seconds. All in favor, 5 aye.

IX. Future Agenda Items

1. Zoning Map Change Research Review
2. Filling and Driveways
3. Review of Minutes
 - a. 02-18-09 PH
 - b. 03-04-09 SMM
 - c. 03-18-09 RMM
4. By-Laws Amendment (04-15-09 RMM)

X. Schedule of Meetings

04-01-09 SMM @ 5 PM

XI. Adjournment

S. Soucek moves to adjourn. G. Thury seconds. All in favor, 5 aye. Meeting adjourns at 6:55 PM.

Town Plan Commission Minutes respectfully submitted by Zoning Clerical Assistant, Jessica L. Hatch on Tuesday, March 24, 2009.

TPC minutes approved as submitted by Jessica Hatch on Wednesday, April 1, 2009.